

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

JUDGE WILLIAM H. ORRICK Case Nos. 19-cv-03770-WHO & 20-cr-1465-WHO

CASE NAME: Illumina, Inc. v. BGI Genomics Co., Ltd

NOTE FROM THE JURY

Note No. 1

Date 11/23/2021

Time 8:15 AM

1. The Jury has reached a unanimous verdict ( )

or

2. The Jury has the following question:

As it pertains to the issues of induced infringement and contributory infringement of "another", does "another" refer to entities outside of BGI Group, or entities outside as well?

Lee-Wen Chang  
Foreperson of the Jury

"Another" may refer to any of the Defendants and to entities outside as well.

W. H. Orrick

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CASE NAME: Illumina, Inc. v. BGI Genomics Co., Ltd

NOTE FROM THE JURY

Note No. 2

Date 11/23/2021

Time 12:35 PM

1. The Jury has reached a unanimous verdict ( )

or

2. The Jury has the following question:

This is in regards to '200 claim 11: if a claim is a method (i.e. '200 claim 11), and it includes a specific patented "thing" (i.e.  $\text{CH}_2\text{N}_3$ ), does using the "thing" without the method violate the claim? In other words, if a process uses the azido, but does not use the method described, does it violate the claim?

Lee-Wen Chang  
Foreperson of the Jury

No. You may wish to refer to the instructions on pages 16 and 17.

W. H. Orrick